

DELEGATORY RESOLUTION NO. 612-1929.

Granting permission to Dudlo Manufacturing Co., division of General Cable Corporation, to construct certain underground structures under Hall St., Phenix St. & Swinney Ave.

Adopted: March 15th, 1929.

Confirmed: April 11, 1929

Ass. Roll apptd.: April 18, 1929.

Confirmed: May 9, 1929.

COMPLETED

DECLARATORY RESOLUTION NO. 612-1929.

Granting permission to Dudlo Manufacturing Company, division of General Cable Corporation, to construct certain underground structures under Wall Street, Phenie Street and Swinney Avenue in the City of Fort Wayne, Indiana,

Resolved, by the Board of Public Works of the City of Fort Wayne, Indiana, that the underground structures, as petitioned for by Dudlo Manufacturing Company, division of General Cable Corporation, and the other owners of all the real estate immediately abutting on both sides of that part of the Streets affected, and as hereinafter described, will not be detrimental or inconsistent with the free use of the easement of the public in and to said Streets, and that permission should be, and is hereby, given and granted to Dudlo Manufacturing Company, division of General Cable Corporation, to construct the following underground structures under Wall Street, Phenie Street and Swinney Avenue, and to maintain the same as follows, to-wit:

1. One eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, from a point on the south line of Lot 152 Swinney's Addition to the City of Fort Wayne, Indiana, ten (10) feet east of the west line of said lot, thence approximately eight (8) feet south, under the surface of Wall Street; thence west under the surface of Wall Street to a point eight (8) feet west of the west line, extended south, of Lot 335 in said Swinney's Addition; thence south under the surface of Wall Street to the south line of Wall Street in said Swinney's Addition at a point eight (8) feet west of the west line of Lot 318 in said Swinney's Addition.

2. Also one (1) eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, connecting with the sprinkler line above described at a point ten (10) feet east of the east property line, extended north, of Lot 325 in said Swinney's Addition and running thence south across and under the surface of Wall Street, and south under the surface of Phenie Street parallel to, and at a distance of ten (10) feet east of the west line of Phenie Street to a point two hundred sixty (260) feet south of the point of connection with the first line above described; thence making a right angle turn to the right, to the west line of Phenie Street.

3. A rectangular concrete tunnel, four (4) feet wide and six (6) feet high, the top of same to be at a depth of three (3) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south line and twenty (20) feet east of the west line of Lot 330 in said Swinney's Addition; thence extending south under the surface of Wall Street to the north line at a point twenty (20) feet east of the west line of Lot 323 in said Swinney's Addition, so constructed as that the City Water Mains will not be disturbed.

4. A rectangular concrete tunnel, three (3) feet wide by five (5) feet deep, at a depth of two (2) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south property line and one (1) foot east of the west line of Lot 336 in said Swinney's Addition; thence extending south under the surface of Wall Street to a point on the north property line, and one (1) foot east of the west line of Lot 317 in said Swinney's Addition, so constructed as that the City Water Mains will not be disturbed.

5. A storm sewer of vitreous pipe twelve (12) inches in diameter at the point of beginning and increasing to fifteen (15) inches at the outlet, beginning at a point in Phenie Street two hundred (200) feet north of the north line of Swinney Avenue and twelve (12) feet east of the west line of Phenie Street; thence extending south under the surface of Phenie Street and parallel to and at a distance of twelve (12) feet east of the west line of Phenie Street to a point fifteen (15) feet south of the north line of Swinney Avenue, thence running west under the surface of Swinney Avenue, parallel to and at a distance of fifteen (15) feet south of the north line of Swinney Avenue to an outlet in the St. Mary's River.

6. A sanitary sewer of twelve (12) inch vitreous pipe, beginning at the west line of Phenie Street one hundred ninety-five (195) feet north of the north line of Swinney Avenue and extending east under the surface of Phenie Street, eight (8) feet; thence south parallel to the west line of Phenie Street to a connection with the main sewer now running east and west in the alley between Wall Street and Swinney Avenue.

7. A sanitary sewer of twelve (12) inch vitreous pipe, beginning at a point on the south property line, six (6) feet east of the west line, of Lot 308 in said Swinney's Addition; thence south eight (8) feet under the surface of Swinney Avenue; thence east parallel with the north line of Swinney Avenue, to a point eight (8) feet east of the west line of Phenie Street; thence north parallel to the west line of Phenie Street to a connection with the main sewer now running east and west in the alley between Wall Street and Swinney Avenue.

8. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Swinney Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 308 in said Swinney's Addition.

9. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Swinney Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 303 in said Swinney's Addition.

The property which may be injuriously or beneficially affected by the proposed construction and maintenance of said underground structures as above described, is described as all lots and land immediately abutting on Phenie Street between Wall Street and Swinney Avenue; all those lots and land immediately abutting on Wall Street between the west line of Phenie Street and the east line of Lot 312 in Swinney's Addition extended north, and all lots and land immediately abutting on Swinney Avenue between the west line of Phenie Street and the east line of Lot 310 in Swinney's Addition to the City of FortWayne extended south.

All of the rights granted herein shall be subject to the right of the City of FortWayne, Indiana, to construct without the payment of any damages or compensation whatsoever to the petitioner such sewer or sewers as the City of Fort Wayne shall deem necessary to construct in and along Wall Street or any of the other streets described or mentioned in the petition of said petitioners.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act concerning the power of the Board of Public Works in Cities of the First, Second and Third Class over the construction of underground structures under streets and alleys and the construction of overhead structures over streets and alleys upon petition therefor by the owner or owners of all the real estate abutting on both sides of that part of such street or alley described in such petition and declaring an emergency", approved March 9th, 1927, and the provisions of all Acts Amendatory thereto and supplemental thereof, including the right to bond assessments as in said law provided.

All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of the streets and lots and lands affected by the construction and maintenance of the above underground structures as above described being situated in the Northeast Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana, and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 15th day of March, 1929.

Attest:

Agatha E. Dick
Secretary.

Sp. Beck
Tom Hook
William G. D. D. D.
Board of Public Works.

NOTICE TO PROPERTY OWNERS

Department of Public Works,
Office of the Board,
Room 2, City Hall,

Fort Wayne, Indiana, March 21, 1929.
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 15th day of March, 1929, the said Board deeming it necessary to make a certain public improvement, adopted the following Declaratory Resolution:

DECLARATORY RESOLUTION NO. 612-1929

Granting permission to the Dudlo Manufacturing Company, division of General Cable Corporation, to construct certain underground structures under Wall Street, Phenie Street and Swinney Avenue in the City of Fort Wayne, Indiana.

Resolved, by the Board of Public Works of the City of Fort Wayne, Indiana, that the underground structures, as petitioned for by Dudlo Manufacturing Company, division of General Cable Corporation, and the other owners of all the real estate abutting on the point of beginning and increasing to the point of beginning at the outlet, beginning at the intersection of the west line of Phenie Street and the east line of Lot 310 in Swinney's Addition to the City of Fort Wayne extended south.

All of the rights granted herein shall be subject to the right of the City of Fort Wayne, Indiana, to construct without the payment of any damages or compensation whatsoever to the petitioner such sewer or sewers as the City of Fort Wayne shall deem necessary to construct, in and along Wall Street or any of the other streets described or mentioned in the petition of said petitioners.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana entitled, "An Act concerning the power of the Board of Public Works in the City of the First, Second and Third Class over the construction of underground structures under streets and alleys and the construction of overhead structures over streets and alleys upon petition therefor by the owner or owners of all the real estate abutting on both sides of that part of such street or alley described in such petition and declaring an emergency," approved March 9, 1927 and the provisions of all Acts Amendmentary thereto and supplemental thereof including the right to bond assessments as in said law provided.

All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be provided for in said law.

PROOF OF PUBLICATION

STATE OF INDIANA, ALLEN COUNTY, SS.

the

A. D. 19

Personally appeared before the undersigned

A. J. Scherer

who being duly sworn according to law, says that he is the *Auditor* of

The Fort Wayne Journal-Gazette

a Daily Newspaper of general circulation printed and published in said County and State; and that the notice herewith attached was published in the said paper *two* times, successively, the first publication

being on the *22* day of *March* 19 *29*

the second on the *29* day of *March* 19 *29*

the third on the day of 19 ;

the fourth on the day of 19 ;

A. J. Scherer

SUBSCRIBED AND SWORN to before me this

29 day of *March* 19 *29*

Elizabeth C. Harker

Notary Public, Allen County.

My commission expires May 18, 1929

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act concerning the power of the Board of Public Works in Cities of the First, Second and Third Class over the construction of underground structures under streets and alleys and the construction of overhead structures over streets and alleys upon petition therefor by the owner or owners of all the real estate abutting on both sides of that part of such street or alley described in such petition and declaring an emergency", approved March 9th, 1927, and the provisions of all Acts Amendatory thereto and supplemental thereof, including the right to bond assessments as in said law provided.

All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of the streets and lots and lands affected by the construction and maintenance of the above underground structures as above described being situated in the Northeast Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana, and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 15th day of March, 1929.

Attest:

Agatha E Dick
Secretary.

Wm Beck
Tom Hook
William C. Danks
Board of Public Works.

NOTICE TO PROPERTY OWNERS

Department of Public Works,
Office of the Board,
Room 2 City Hall,
Fort Wayne, Indiana, March 21, 1929.
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 19th day of March, 1929, the said Board deemed it necessary to make a certain public improvement, and for the following Declaratory Resolution:

DECLARATORY RESOLUTION NO. 612-1929
Granting permission to the Public Manufacturing Company, division of the General Cable Corporation, to construct certain underground structures under Wall Street, Phoebe Street and Sulway Avenue in the City of Fort Wayne, Indiana.

Resolved, by the Board of Public Works of the City of Fort Wayne, Indiana, that the underground structures, as petitioned for by the Public Manufacturing Company, division of General Cable Corporation, and the other owners of all the real estate in the building on both sides of that part of the street, sufficient, and as hereinafter described, will not be detrimental or hazardous to the public in and to said streets, and that permission should be, and is hereby, given and granted to Public Manufacturing Company, division of General Cable Corporation, to construct the following underground structures under Wall Street, Phoebe Street and Sulway Avenue, and to maintain the same as follows, to-wit:

1. One eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, from a point on the south line of Lot 12, Phoebe's Addition in the City of Fort Wayne, Indiana, to a point ten (10) feet east of the west line of said lot, thence approximately eight (8) feet south, under the surface of Wall Street, thence west under the surface of Wall Street to a point eight (8) feet west of the west line, extended east of the south line of Wall Street to a point eight (8) feet west of the west line of Lot 215 in said Sulway's Addition.

2. Also one (1) eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, connecting with the sprinkler line above described at a point ten (10) feet east of the east property line, extended north of Lot 215 in said Sulway's Addition and running under the surface of Wall Street, and south under the surface of Phoebe Street parallel to, and at a distance of ten (10) feet east of the west line of Phoebe Street to a point two hundred eighty (280) feet south of the point of connection with the first line above described; thence making a right angle turn to the right, to the west line of Phoebe Street.

3. A rectangular concrete tunnel, four (4) feet wide and six (6) feet high, the top of same to be at a depth of three (3) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south line and twenty (20) feet east of the west line of Lot 215 in said Sulway's Addition; thence extending south under the surface of Wall Street to the north line at a point twenty (20) feet east of the west line of Lot 215 in said Sulway's Addition, as constructed so that the City Water Mains will not be disturbed.

4. A rectangular concrete tunnel, three (3) feet wide by five (5) feet deep, at a depth of two (2) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south property line and four (4) feet east of the west line of Lot 215 in said Sulway's Addition; thence extending south under the surface of Wall Street to a point on the north property line and four (4) feet east of the west line of Lot 215 in said Sulway's Addition, as constructed so that the City Water Mains will not be disturbed.

5. A storm sewer of vitreous pipe, twelve (12) inches in diameter at the point of beginning and increasing to fifteen (15) inches at the outlet, beginning at a point in Phoebe Street two hundred (200) feet north of the north line of Sulway Avenue and twelve (12) feet east of the west line of Phoebe Street, thence extending south under the surface of Phoebe Street and parallel to and at a distance of twelve (12) feet east of the west line of Phoebe Street to a point fifteen (15) feet south of the north line of Sulway Avenue, thence running west under the surface of Sulway Avenue, parallel to and at a distance of fifteen (15) feet south of the north line of Sulway Avenue to an outlet in the St. Marys River.

6. A sanitary sewer of twelve (12) inch vitreous pipe beginning at the west line of Phoebe Street one hundred (100) feet north of the north line of Sulway Avenue and extending east under the surface of Phoebe Street, eight (8) feet, thence south parallel to the west line of Phoebe Street to a connection with the main sewer now running east and west in the alley between Wall Street and Sulway Avenue.

7. A sanitary sewer of twelve (12) inch vitreous pipe, beginning at a point on the south property line, six (6) feet east of the west line of Lot 208 in said Sulway's Addition; thence south, eight (8) feet under the surface of Sulway Avenue, thence east parallel with the west line of Sulway Avenue, to a point eight (8) feet east of the west line of Phoebe Street; thence north parallel to the west line of Phoebe Street to a connection with the main sewer now running east and west in the alley between Wall Street and Sulway Avenue.

8. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Sulway Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 205 in said Sulway's Addition.

9. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Sulway Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 205 in said Sulway's Addition.

The property which may be injuriously or detrimentally affected by the proposed construction and maintenance of said underground structures as above described, is described as all lots and land immediately abutting on Phoebe Street between Wall Street and Sulway Avenue, all those lots and land immediately abutting on Wall Street between the west line of Phoebe Street and the east line of Lot 215 in Sulway's Addition, extended north, and all lots and land immediately abutting on Sulway Avenue between the west line of Phoebe Street and the east line of Lot 215 in Sulway's Addition in the City of Fort Wayne, Indiana.

All of the rights granted herein shall be subject to the right of the City of Fort Wayne, Indiana, to construct without the payment of any damages a communication whatsoever in the property of Fort Wayne, Indiana, and along Wall Street and all of the other streets described or mentioned in the petition of said petitioners.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana entitled, "An Act concerning the power of the Board of Public Works in the City of Fort Wayne, Indiana, to construct over streets and alleys upon petition therefor by the owner or owners of all the real estate abutting on both sides of that part of such street or alley described in such petition and declaration of emergency," approved March 5, 1927 and the resolutions of all Acts Amendment thereto and supplemental thereto including the right to bond assessments as in said law provided.

All proceedings had in the making of said improvement, assessment of property, collection of assessments and in source of bonds therefor, shall be as provided for in said law, entitled as and all amendments thereto and supplements thereto.

All of the streets and lots and land affected by the construction and maintenance of the above underground structures as above described being situated in the Northern Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana, and within the corporate limits of the City of Fort Wayne, Indiana.

The Board of Public Works has fixed Thursday, the 11th day of April, 1929, as a date on which remonstrances will be heard and considered from persons interested therein or affected thereby; and on said day at 7:30 o'clock p. m., said Board of Public Works will meet at their office for the purpose of taking final action thereon.

WILLIAM BECK,
TOWN CLERK.

W. E. FROSTICK,
Board of Public Works.

Attest: Agatha V. Dole, Secretary
March 22, 1929.

PROOF OF PUBLICATION

STATE OF INDIANA, ALLEN COUNTY, SS.

the _____ A. D. 19__

Personally appeared before the undersigned

A. J. Scherer

who being duly sworn according to law, says that he is the _____ of

Auditor

The Fort Wayne Journal-Gazette

a Daily Newspaper of general circulation printed and published in said County and State; and that the

notice herewith attached was published in the said

paper _____ times, successively, the first publication

being on the _____ day of _____, 19__;

the second on the _____ day of _____, 19__;

the third on the _____ day of _____, 19__;

the fourth on the _____ day of _____, 19__;

A. J. Scherer

SUBSCRIBED AND SWORN to before me this

_____ day of _____, 19__

Elizabeth C. Harkensnyder

Notary Public, Allen County.

My commission expires May 18, 1929

FORT WAYNE JOURNAL-GAZETTE

No. _____

Proof of Publication

vs.

Filed _____ 19__

Printer's Fee - - \$ 62.90

Fort Wayne, Ind.,

19

M *Board of Public Works*

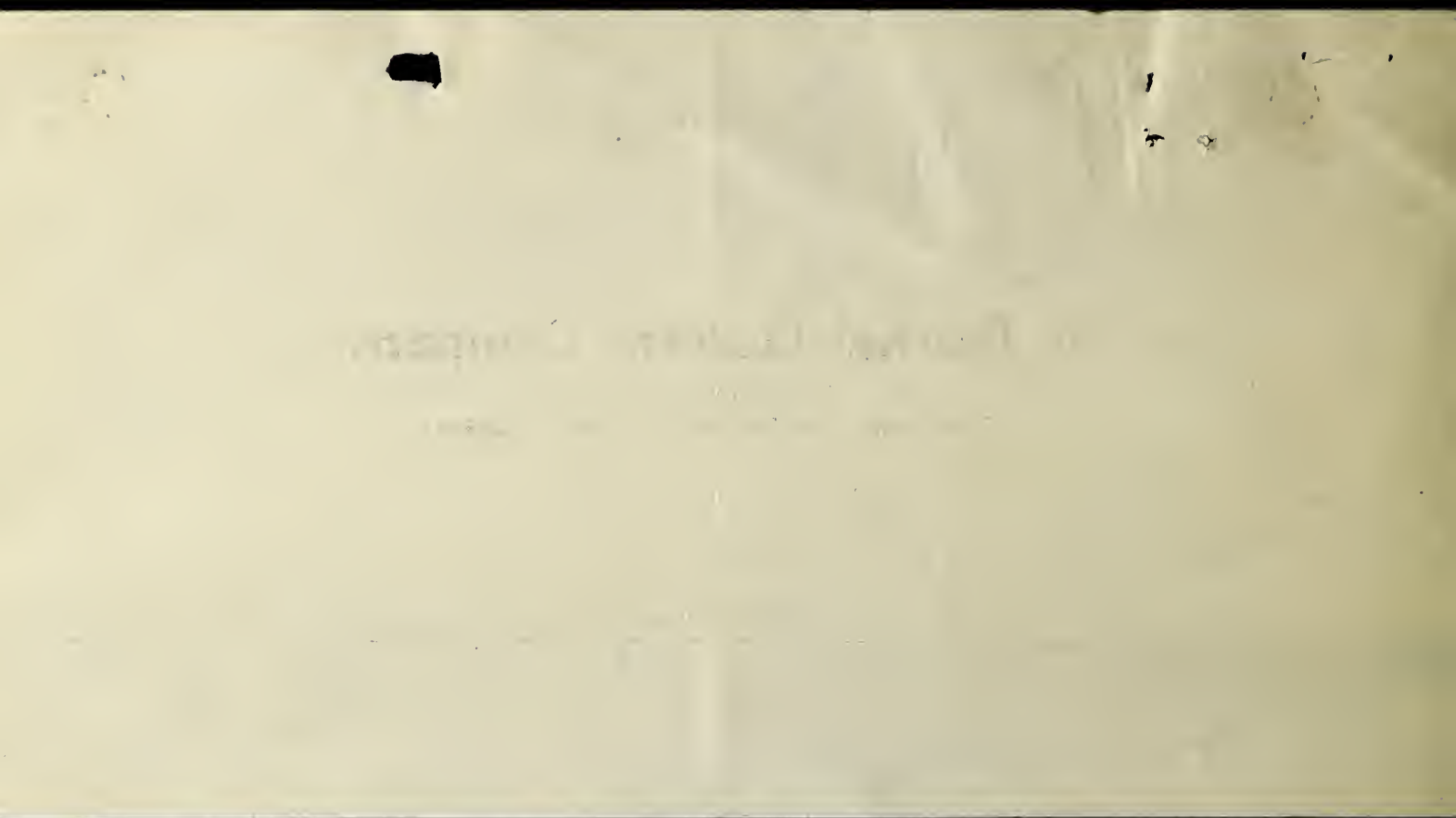
To **Journal-Gazette Company**

Publishers of
The Daily and Sunday Journal-Gazette

Mar 22-29 Notice to property owners

62 90

Paid by Board of Public Works

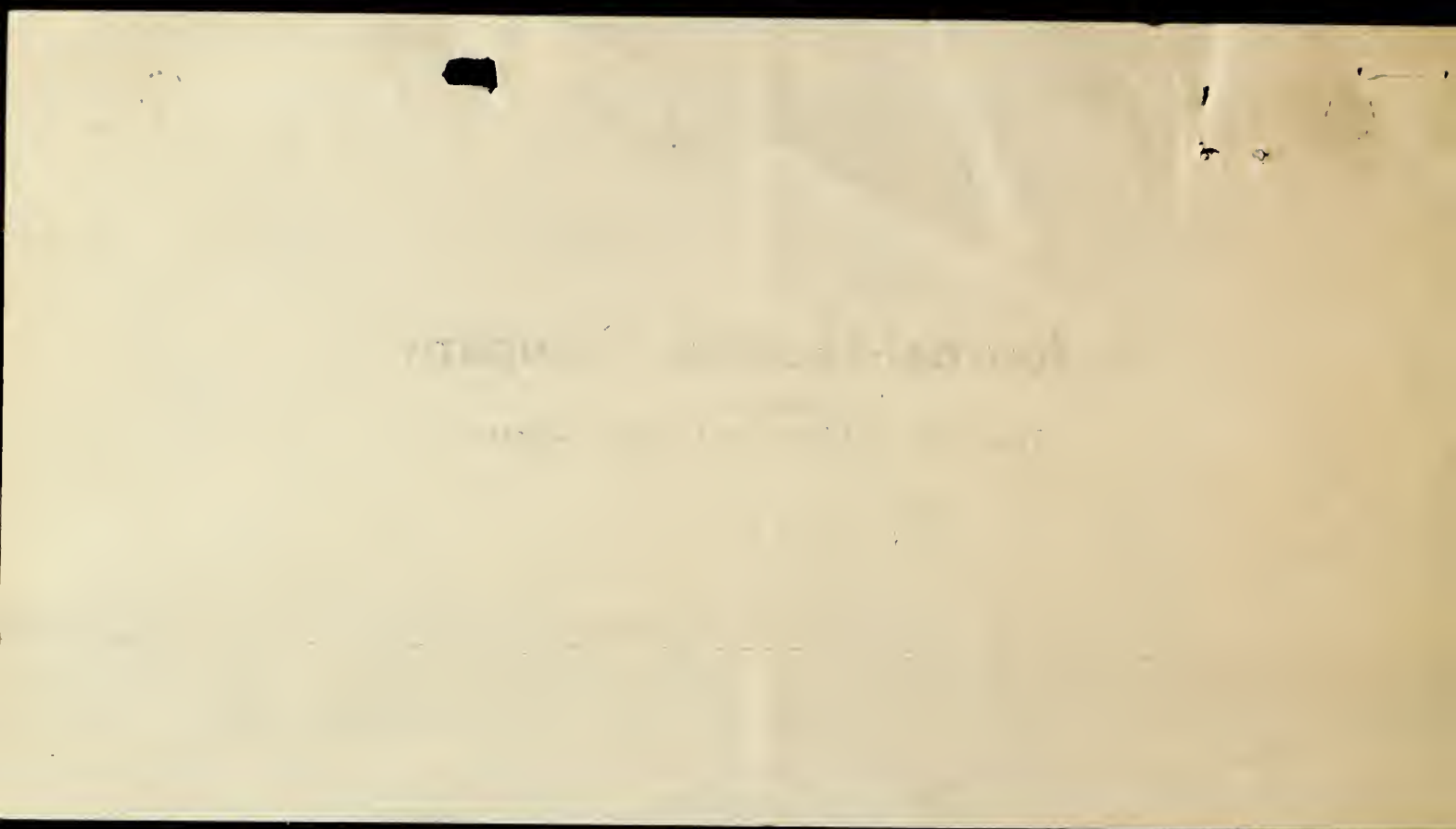


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NOTICE TO PROPERTY OWNERS

Department of Public Works,
Office of the Board,
Room 2, City Hall,
Fort Wayne, Indiana, March 31, 1929.

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 16th day of March, 1929, the said Board deeming it necessary to make a certain public improvement, adopted the following Declaratory Resolution:

Declaratory Resolution No. 412-1929.

Granting permission to Dudie Manufacturing Company, division of General Cable Corporation, to construct certain underground structures under Wall Street, Phenix Street and Swinney Avenue in the City of Fort Wayne, Indiana.

Resolved, by the Board of Public Works of the City of Fort Wayne, Indiana, that the underground structures, as petitioned for by Dudie Manufacturing Company, division of General Cable Corporation, and the other owners of all the real estate immediately abutting on both sides of that part of the Streets affected, and as hereinafter described, will not be detrimental or inconsistent with the free use of the easement of the public in and to said Streets, and that permission should be, and is hereby, given and granted to Dudie Manufacturing Company, division of General Cable Corporation, to construct the following underground structures under Wall Street, Phenix Street and Swinney Avenue, and to maintain the same as follows, to-wit:

1. One eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, from a point on the north line of Lot 152 Swinney's Addition to the City of Fort Wayne, Indiana, ten (10) feet east of the west line of said lot, thence approximately eight (8) feet south, under the surface of Wall Street; thence west under the surface of Wall Street to a point eight (8) feet west of the west line, extended south, of Lot 325 in said Swinney's Addition; thence south under the surface of Wall Street to the south line of Wall Street in said Swinney's Addition at a point eight (8) feet west of the west line of Lot 318 in said Swinney's Addition.

2. Also one (1) eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, connecting with the sprinkler line above described at a point ten (10) feet east of the east property line, extended north, of Lot 325 in said Swinney's Addition and running thence south across and under the surfaces of Wall Street, and south under the surface of Phenix Street parallel to, and at a distance of ten (10) feet east of the west line of Phenix Street to a point two hundred sixty (260) feet south of the point of connection with the first line above described; thence making a right angle turn to the right, to the west line of Phenix Street.

3. A rectangular concrete tunnel, four (4) feet wide and six (6) feet high, the top of same to be at a depth of three (3) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south line and twenty (20) feet east of the west line of Lot 330 in said Swinney's Addition; thence extending south under the surface of Wall Street to the north line at a point twenty (20) feet east of the west line of Lot 323 in said Swinney's Addition, so constructed as that the City Water Main will not be disturbed.

4. A rectangular concrete tunnel, three (3) feet wide by five (5) feet deep, at a depth of two (2) feet under the surface of the street, the west wall of the tunnel beginning at a point on the south property line and six (6) feet east of the west line of Lot 316 in said Swinney's Addition; thence extending south under the surface of Wall Street to a point on the north property line, and one (1) foot east of the west line of Lot 317 in said Swinney's Addition, so constructed as that the City Water Main will not be disturbed.

5. A storm sewer of vitreous pipe twelve (12) inches in diameter at the point of beginning and increasing to fifteen (15) inches at the outlet, beginning at a point in Phenix Street two hundred (200) feet north of the north line of Swinney Avenue and twelve (12) feet east of the west line of Phenix Street; thence extending south under the surface of Phenix Street and parallel to and at a distance of twelve (12) feet east of the west line of Phenix Street to a point fifteen (15) feet south of the north line of Swinney Avenue, thence running west under the surface of Swinney Avenue, parallel to and at a distance of fifteen (15) feet south of the north line of Swinney Avenue to an outlet in the St. Mary's River.

6. A sanitary sewer of twelve (12) inch vitreous pipe, beginning at the west line of Phenix Street one hundred ninety-five (195) feet north of the north line of Swinney Avenue and extending east under the surface of Phenix Street, eight (8) feet; thence south parallel to the west line of Phenix Street to a connection with the main sewer now running east and west in the alley between Wall Street and Swinney Avenue.

7. A sanitary sewer of twelve (12) inch vitreous pipe, beginning at a point on the south property line, six (6) feet east of the west line, of Lot 308 in said Swinney's Addition; thence south eight (8) feet under the surface of Swinney Avenue; thence east parallel with the north line of Swinney Avenue, to a point eight (8) feet east of the west line of Phenix Street; thence north parallel to the west line of Phenix Street to a connection with the main sewer now running east and west in the alley between Wall Street and Swinney Avenue.

8. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Swinney Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 308 in said Swinney's Addition.

9. Also one (1) underground cylindrical steel pulsating tank for gas, eight (8) feet long east and west, four (4) feet in diameter and the top of which is to be three (3) feet under the surface of Swinney Avenue, the north side of which is to be three (3) feet south of the south property line, and the west end of which is to be six (6) feet east of the west line of Lot 303 in said Swinney's Addition.

The property which may be injuriously or beneficially affected by the proposed construction and maintenance of said underground structures as above described, is described as all lots and land immediately abutting on Phenix Street between Wall Street and Swinney Avenue; all those lots and land immediately abutting on Wall Street between the west line of Phenix Street and the east line of Lot 212 in Swinney's Addition extended north, and all lots and land immediately abutting on Swinney Avenue between the west line of Phenix Street and the east line of Lot 310 in Swinney's Addition to the City of Fort Wayne extended south.

All of the rights granted herein shall be subject to the right of the City of Fort Wayne, Indiana, to construct without the payment of any damages or compensation whatsoever to the petitioner such sewer or sewers as the City of Fort Wayne shall deem necessary to construct in and along Wall Street or any of the other streets described or mentioned in the petition of said petitioner.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act concerning the power of the Board of Public Works in Cities of the First, Second and Third Class over the construction of underground structures under streets and alleys and the construction of overhead structures over streets and alleys upon petition therefor by the owner or owners of all the real estate abutting on both sides of that part of such street or alley described in such petition and declaring an emergency", approved March 9th, 1927, and the provisions of all Acts Amendatory thereto and supplemental thereto, including the right to bond assessments as in said law provided.

All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of the streets and lots and lands affected by the construction and maintenance of the above underground structures as above described being situated in the Northeast Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana, and within the corporate limits of the City of Fort Wayne, Indiana.

The Board of Public Works has fixed Thursday, the 11th day of April, 1929, as a date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 7:30 o'clock P. M., said Board of Public Works will meet at their office for the purpose of taking final action thereon.

WILLIAM BECK,
TOM SNOOK,
W. B. O'ROURKE,
Board of Public Works,
Attest: Agatha E. Dick, Secretary,

warm weather . . . smart and



A PRE-PAID day that
The loveliest
wanted crepe
printed, plain
possible for
"her frock"

FRAN

Kayser
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Fort Wayne, Ind.,

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To NEWS PUBLISHING CO. Dr.

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DAY	INCHES	LINES	AMOUNT	TOTAL
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Notice to Property Owners				
Manufacturing Res No 61V			61.65	
3/25 - 29				
Waikanae				61.65

TO THE HONORABLE BOARD OF PUBLIC WORKS,
OF THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA:

IN THE MATTER OF THE PETITION OF DUDLO MANUFACTURING COMPANY, DIVISION OF GENERAL CABLE CORPORATION, AND OTHER REAL ESTATE OWNERS, FOR THE CONSTRUCTION OF CERTAIN UNDERGROUND STRUCTURES, CONSISTING OF SPRINKLER LINES, TUNNELS, SEWERS AND TANKS, AS DESCRIBED IN SAID PETITION, CROSSING UNDER, ACROSS AND ALONG WALL STREET, PHENIE STREET AND SWINNEY AVENUE, BETWEEN PHENIE STREET AND THE ST. MARY'S RIVER

The undersigned, being the owners of all of the real estate immediately abutting on both sides of that part of Wall Street, of Phenie Street and of Swinney Avenue hereinafter described in this petition, and; as such, being the owners of the real estate constituting that part of said street and avenue hereinafter described in this petition, subject only to the easement of the public therein and for proper highway purposes, pursuant to the provision of an Act of The General Assembly of the State of Indiana, being Chapter 168, on page 509, of the Act of 1927, providing for the construction and maintenance of underground structures under the surface of any Street or Alley, do hereby petition your Honorable Board to grant permission to the undersigned Dudlo Mfg. Company, division of General Cable Corporation, to construct and maintain the following underground structures, under the surface of the Streets above named, connecting a part of the real estate abutting on both sides of that part of said Streets and Avenue hereinafter described.

Your petitioners would show that the construction of said underground structures hereinafter more fully described, will not be detrimental to, or inconsistent with, the free use of the easement of the public in its use of Wall Street, Phenie Street or Swinney Avenue; that it will not prevent the proper use of said Streets for highway purposes; that the only part of said Streets to be affected by said underground structures, or the construction or maintenance thereof, will be a narrow strip of said Streets immediately above said structure; that the portion of said Streets affected lies in that portion of the City where there is now but little use of the same by the general public, and the construction of said structures will divert traffic from said Streets but a short time during the course of construction, and that the only use of said Streets would be in connection with the plant of the petitioner, Dudlo Manufacturing Company, division of General Cable Corporation, and that access can be had to said plant by other Streets during such construction.

The structures for which this petition is filed are described as follows, to wit:

1. One Eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, from a point on the South line of Lot 152 in Swinney's Addition to the City of Fort Wayne, Indiana, ten (10) feet East of the West line of said Lot, thence approximately eight (8) feet South, under the

surface of Wall Street; thence West, under the surface of Wall Street, to a point eight (8) feet West of the West line, extended South, of Lot 335 in said Swinney's Addition; thence South, under the surface of Wall Street, to the South line of Wall Street in said Swinney's Addition at a point eight (8) feet West of the West line of Lot 318 in said Swinney's Addition;

2. Also one eight (8) inch underground sprinkler line, composed of eight (8) inch cast iron pipe, at a depth of five (5) feet under the surface of the ground, connecting with the sprinkler line above described at a point ten (10) feet East of the East property line, extended North, of Lot 325 in said Swinney's Addition, and running thence South across and under the surface of Wall Street, and South under the surface of Phenie Street parallel to, and at a distance of ten (10) feet East of, the West line of Phenie Street, to a point 260 feet South of the point of connection with the first line above described; thence, making a right angle turn to the right, to the West line of Phenie Street;

3. A rectangular concrete tunnel, four (4) feet wide and six (6) feet high, the top of same to be at a depth of three (3) feet under the surface of the Street, the West wall of the tunnel beginning at a point on the South line, and twenty (20) feet East of the West line, of Lot 330 in said Swinney's Addition; thence extending South under the surface of Wall Street, to the North line, at a point twenty (20) feet East of the West line, of Lot 323 in said Swinney's Addition, so constructed as that the City Water Main will not be disturbed;

4. A rectangular concrete tunnel, three (3) feet wide by five (5) feet deep, at a depth of two (2) feet under the surface of the Street, the West wall of the tunnel beginning at a point on the South property line, and one (1) foot East of the West line, of Lot 336 in said Swinney's Addition; thence extending South, under the surface of Wall Street to a point on the North property line, and one (1) foot East of the West line, of Lot 317 in said Swinney's Addition; so constructed as that the City Water Main will not be disturbed.

5. A stormsewer, of vitreous pipe, twelve (12) inches in diameter at the point of beginning and increasing to fifteen (15) inches at the outlet, beginning at a point in Phenie Street, two hundred (200) feet North of the North line of Swinney Avenue and twelve (12) feet East of the West line of Phenie Street; thence extending South, under the surface of Phenie Street, and parallel to, and at a distance of twelve (12) feet East of, the West line of Phenie Street, to a point fifteen (15) feet South of the North line of Swinney Avenue, thence running West, under the surface of Swinney Avenue, parallel to, and at a distance of fifteen (15) feet South of, the North line of Swinney Avenue, to an outlet in the St. Mary's River;

6. A sanitary sewer, of twelve (12) inch vitreous pipe, beginning at the West line of Phenie Street 195 feet North of the North line of Swinney Avenue, and extending East, under the surface of Phenie Street, eight (8) feet; thence South, parallel to the West line of Phenie Street, to a connection with the main sewer, now running East and West in the alley between Wall Street and Swinney Avenue;

7. A sanitary sewer, of twelve (12) inch vitreous pipe, beginning at a point on the South property line, six (6) feet East of the West line, of Lot 308 in said Swinney's Addition; thence South eight (8) feet under the surface of Swinney Avenue; thence East, parallel with the North line of Swinney Avenue, to a point eight (8) feet East of the West line of Phenie Street; thence North, parallel to the West line of Phenie Street, to a connection with the main sewer now running East and West in the alley between Wall Street and Swinney Avenue;

8. Also one underground cylindrical steel pulsating tank for gas, eight (8) feet long East and West, four (4) feet in diameter, and the top of which is to be three (3) feet under the surface of Swinney Avenue, the North side of which is to be three (3) feet South of the South property line, and the West end of which is to be six (6) feet East of the West line, of Lot 308 in said Swinney's Addition;

9. Also one underground cylindrical steel pulsating tank for gas, eight (8) feet long East and West, four (4) feet in diameter, and the top of which is to be three (3) feet under the surface of Swinney Avenue, the North side of which is to be three (3) feet South of the South property line, and the West end of which is to be six (6) feet East of the West line, of Lot 303 in said Swinney's Addition;

WHEREFORE your petitioners pray that your Honorable Board of Public Works adopt a resolution authorizing the said Dudlo Mfg. Company, division of General Cable Corporation, to construct and maintain the underground structures above described in this petition, under such regulations as your Honorable Board may deem proper and for the interest of the public, and to cause notice of the adoption of such resolution to be published in a newspaper of general circulation, published in the City of Fort Wayne, County of Allen, and State of Indiana, once each week for two consecutive weeks, such notice naming a date, not less than ten days after the last publication, at which your Board will receive and hear remonstrances from persons interested in or affected by such proceeding, and for all further steps in connection therewith as provided for by the law first above referred to in this petition.

Respectfully submitted,

Dudlo Manufacturing Company, Division of General Cable Corporation
By Victor J. Bea
Its General Manager

Frank Sittler
Izetta Sittler
John Paxton
Hannah Paxton

O.K.
J. M. Randall
City Engineer

BEFORE BOARD OF PUBLIC WORKS

OF

CITY OF FORT WAYNE, INDIANA

PETITION OF DUDLO MANUFACTURING
COMPANY, DIVISION OF GENERAL
CABLE CORPORATION, ET AL, FOR
PERMISSION TO CONSTRUCT UNDERGROUND
STRUCTURES ON WALL STREET, PHENIX
STREET AND SWINNEY AVENUE IN THE
CITY OF FORT WAYNE, INDIANA

ARTHUR W. PARRY
ATTORNEY FOR PETITIONERS

TO THE HONORABLE BOARD OF PUBLIC WORKS,
OF THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA:

IN THE MATTER OF THE PETITION OF DUDLO MANUFACTURING COMPANY, DIVISION OF GENERAL CABLE CORPORATION, AND OTHER REAL ESTATE OWNERS, FOR THE CONSTRUCTION OF CERTAIN UNDERGROUND STRUCTURES, CONSISTING OF SPRINKLER LINES, TUNNELS, SEWERS AND TANKS, AS DESCRIBED IN SAID PETITION, CROSSING UNDER, ACROSS AND ALONG WALL STREET, PHENIE STREET AND SWINNEY AVENUE, BETWEEN PHENIE STREET AND THE ST. MARY'S RIVER

The undersigned, being the owners of all of the real estate immediately abutting on both sides of that part of Wall Street, of Phenie Street and of Swinney Avenue hereinafter described in this petition, and, as such, being the owners of the real estate constituting that part of said street and avenue hereinafter described in this petition, subject only to the easement of the public therein and for proper highway purposes, pursuant to the provision of an Act of The General Assembly of the State of Indiana, being Chapter 168, on page 509, of the Act of 1927, providing for the construction and maintenance of underground structures under the surface of any Street or Alley, do hereby petition your Honorable Board to grant permission to the undersigned Dudlo Mfg. Company, division of General Cable Corporation, to construct and maintain the following underground structures, under the surface of the Streets above named, connecting a part of the real estate abutting on both sides of that part of said Streets and Avenue hereinafter described.

Your petitioners would show that the construction of said underground structures hereinafter more fully described, will not be detrimental to, or inconsistent with, the free use of the easement of the public in its use of Wall Street, Phenie Street or Swinney Avenue; that it will not prevent the proper use of said Streets for highway purposes; that the only part of said Streets to be affected by said underground structures, or the construction or maintenance thereof, will be a narrow strip of said Streets immediately above said structure; that the portion of said Streets affected lies in that portion of the City where there is now but little use of the same by the general public, and the construction of said structures will divert traffic from said Streets but a short time during the course of construction, and that the only use of said Streets would be in connection with the plant of the petitioner, Dudlo Manufacturing Company, division of General Cable Corporation, and that access can be had to said plant by other Streets during such construction.

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3. A rectangular concrete tunnel, four (4) feet wide and six (6) feet high, the top of same to be at a depth of three (3) feet under the surface of the Street, the West wall of the tunnel beginning at a point on the South line, and twenty (20) feet East of the West line, of Lot 330 in said Swinney's Addition; thence extending South under the surface of Wall Street, to the North line, at a point twenty (20) feet East of the West line, of Lot 323 in said Swinney's Addition, so constructed as that the City Water Main will not be disturbed;

4. A rectangular concrete tunnel, three (3) feet wide by five (5) feet deep, at a depth of two (2) feet under the surface of the Street, the West wall of the tunnel beginning at a point on the South property line, and one (1) foot East of the West line, of Lot 336 in said Swinney's Addition; thence extending South, under the surface of Wall Street to a point on the North property line, and one (1) foot East of the West line, of Lot 317 in said Swinney's Addition; so constructed as that the City Water Main will not be disturbed.

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7. A sanitary sewer, of twelve (12) inch vitreous pipe, beginning at a point on the South property line, six (6) feet East of the West line, of Lot 308 in said Swinney's Addition; thence South eight (8) feet under the surface of Swinney Avenue; thence East, parallel with the North line of Swinney Avenue, to a point eight (8) feet East of the West line of Phenie Street; thence North, parallel to the West line of Phenie Street, to a connection with the main sewer now running East and West in the alley between Wall Street and Swinney Avenue;

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WHEREFORE your petitioners pray that your Honorable Board of Public Works adopt a resolution, authorizing the said Dudlo Mfg. Company, division of General Cable Corporation, to construct and maintain the underground structures above described in this petition, under such regulations as your Honorable Board may deem proper and for the interest of the public, and to cause notice of the adoption of such resolution to be published in a newspaper of general circulation, published in the City of Fort Wayne, County of Allen, and State of Indiana, once each week for two consecutive weeks, such notice naming a date, not less than ten days after the last publication, at which your Board will receive and hear remonstrances from persons interested in or affected by such proceeding, and for all further steps in connection therewith as provided for by the law first above referred to in this petition.

Respectfully submitted,

Dudlo Manufacturing Company
Division of General Cable Corporation.

By Victor J. Rea
Its General Manager

Frank S. Sitcher

Myrtle Sitcher

John Paston

Hannah Paston

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